

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of:  |                        |
|--|------------------------|
| Simon BATES et al.   | Group Art Unit: 1614   |
| Application No.: 10/590,204  | ) Examiner: Unknown    |
| § 371 filing date: May 4, 2007   | Confirmation No.: 5565 |
| For: ANALYSIS AND SCREENING OF SOLID FORMS USING THE ATOMIC PAIR DISTRIBUTION FUNCTION | )<br>)<br>)            |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the listed documents on the attached PTO SB/08 Form. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

The following applies to the non-English language document submitted with this Information Disclosure Statement.

 DD 285 270. This document is discussed in the Search Report of European Application EP 05 72 3818, which is also enclosed with this Information Disclosure Statement. IFW

Attorney Docket No. 09013.0010-00000 Application No. 10/590,204

Applicants respectfully request that the Examiner consider the listed documents

and indicate that they were considered by making appropriate notations on the attached

form.

This submission does not represent that a search has been made or that no

better art exists and does not constitute an admission that each or all of the listed

documents are material or constitute "prior art." If the Examiner applies any of the

documents as prior art against any claim in the application and Applicants determine

that the cited documents do not constitute "prior art" under United States law,

Applicants reserve the right to present to the U.S. Patent and Trademark Office the

relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the

patentability of the disclosed invention over the listed documents, should one or more of

the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please

charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Reg. No. 48,638

Dated: July 30, 2008

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